

09/889698 #5/0
JC17 Rec'd PCT/PTO 8/26/02
20 JUL 2001

Attorney Docket: 2201/49996
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: ISAO SAKATA ET AL.

Serial No.: **TO BE ASSIGNED** Group Art Unit:

Filed: **CONCURRENT HEREWITH** Examiner:

Title: PORPHYRIN COMPOUNDS

PRELIMINARY AMENDMENT

Box SN

Commissioner for Patents
Washington, D.C. 20231

Sir:

Prior to calculation of the filing fee and prior to examination, please amend the above-identified application as follows:

IN THE CLAIMS

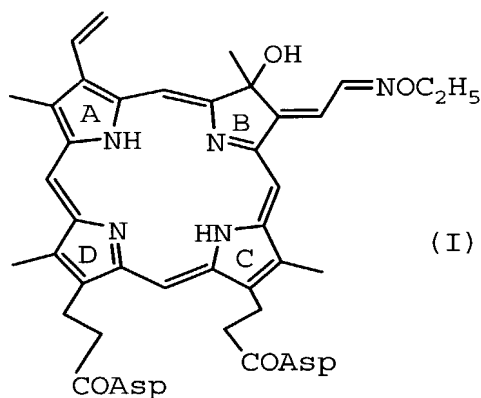
Please cancel claims 1-8 without prejudice.

Serial No. **TO BE ASSIGNED**

Please add new claims 9-14 as follows:

9. (NEW) A porphyrin compound represented by the following formula (I):

Formula 1



wherein Asp represents a residue of aspartic acid, or a pharmaceutically acceptable salt thereof.

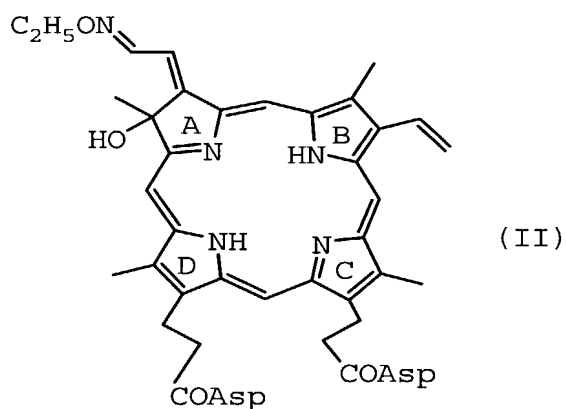
10. (NEW) A composition for use as a photodynamic diagnostic or therapeutic agent on cancers for animals comprising a diagnostic or therapeutic effective amount of the porphyrin compound of formula (I) or a pharmaceutically acceptable salt thereof according to claim 1 as an active ingredient.

11. (NEW) A method of photodynamic diagnosis and/or treatment on cancers for animals comprising administering the composition of claim 10.

contd.
a¹

12. (NEW) A porphyrin compound represented by the following formula (II):

Formula 2



wherein Asp represents a residue of aspartic acid, or a pharmaceutically acceptable salt thereof.

13. (NEW) A composition for use as a photodynamic diagnostic therapeutic agent on cancers for animals comprising a diagnostic or therapeutic effective amount of the porphyrin compound of formula (II) or a pharmaceutically acceptable salt thereof according to claim 11 as an active ingredient.

14. (NEW) A method of photodynamic diagnosis and/or treatment on cancers for animals comprising administering the composition of claim 12.

Serial No. **TO BE ASSIGNED**

REMARKS

It is respectfully requested that the above amendments be entered prior to calculation of the filing fee and prior to examination. No new matter has been inserted.

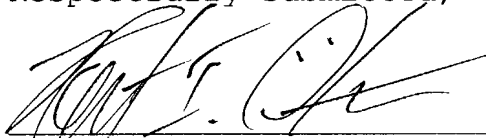
It is believed that the application is in condition for examination. An early and favorable action on the merits is most earnestly solicited.

If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #2201/49996).

Respectfully submitted,

July 20, 2001



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